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Attorneys for Defendant
TRI-MERIT, LLC

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION**

CTI III, LLC,

Plaintiff,

V.

BARRY DEVINE, an individual; TRI-MERIT, LLC, an Illinois limited liability company; and DOES 1 through 50,

Defendants.

CASE NO. 2:21-cv-02184-JAM-DB

**STIPULATION AND ORDER TO SET
DATES FOR FILING OF AMENDED
COMPLAINT AND RESPONSES TO
AMENDED COMPLAINT**

State Court Action Filed: October 21, 2021
Removal Filed: November 24, 2021

STIPULATION

Plaintiff CTI III LLC and Defendants Barry Devine and Tri-Merit LLC (“Tri-Merit”), through their respective counsel, hereby stipulate as follows:

1. On or about November 24, 2021, Tri-Merit removed this case to federal court.
 2. The same day, the parties submitted a stipulation to extend the date for Defendants to file their answer to Plaintiff's complaint until December 29, 2021 to permit the parties time to meet and confer with respect to any challenges to Plaintiff's complaint as required under this Court's standing order.

1 3. Thereafter, the parties have met and conferred by video-conference and by email with
2 respect to Plaintiff's complaint.

3 4. Based on the meet and confer process, Plaintiff intends to file an amended complaint.

4 5. In order to permit Plaintiff time to prepare an amended complaint, and Defendants the
5 opportunity to respond, the parties agree that it is reasonable for Plaintiff to file its amended complaint on
6 or before January 7, 2022, and Defendants to file their responses to the amended complaint on or before
7 January 28, 2022.

8 IT SO STIPULATED AND SO REQUESTED.

9 DATED: December 17, 2021

GREENBERG TRAURIG, LLP

10
11 By: /s/ Todd Pickles
12 KURT A. KAPPES
13 TODD PICKLES
14 MADELINE ORLANDO
15 Attorneys for Defendant
16 TRI-MERIT, LLC

17 DATED: December 17, 2021

LELAND, PARACHINI, STEINBERG, MATZGER &
18 MELNICK, LLP

19
20 By: /s/ David B. Tillotson (as authorized 12.17.21)
21 DAVID B. TILLOTSON
22 RAVI D. SAHAE
23 Attorneys for Plaintiff
24 CTI III, LLC

25 DATED: December 17, 2021

FORTIS LAW PARTNERS LLC

26
27 By: /s/ Cara Thornton (as authorized 12.17.21)
28 CARA THORNTON (admitted *pro hac vice*)
29 Attorneys for Defendant
30 BARRY DEVINE

ORDER

This matter came before the Court on the parties' stipulation to set the dates for Plaintiff to file an amended complaint and for Defendants to file their responses to the amended complaint. For the reasons stated in the stipulation and good cause showing, the Court ADOPTS the parties' stipulated schedule.

Accordingly, IT IS HEREBY ORDERED THAT Plaintiff shall file an amended complaint on or before January 7, 2022, and Defendants shall file responses to the amended complaint on or before January 28, 2022.

IT IS SO ORDERED.

DATED: December 20, 2021

/s/ John A. Mendez

THE HONORABLE JOHN A. MENDEZ
UNITED STATES DISTRICT COURT JUDGE